

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

BOEING EMPLOYEES CREDIT UNION, a  
Washington corporation,

Plaintiff,

v.

AZIZ, Official Number 1186432, her  
engines, tackle, apparel, furniture and  
appurtenances, In Rem; and ABDOLLAH  
SHAJARI also known as ABDE SHAJARI

Defendants.

IN ADMIRALTY

NO. CV9-1121 RSM

DEFAULT JUDGMENT IN REM,  
JUDGMENT FORECLOSING  
PREFERRED MARINE MORTGAGE AND  
ORDER OF SALE

THIS MATTER having come on regularly upon the motion of plaintiff, Boeing Employees Credit Union, by and through its attorneys, Siderius, Lonergan and Martin, LLP, by Brian C. Read, an Order of Default In Rem having entered January 4, 2010, this Judgment having been approved by the U.S. Marshall Service; the Court having considered the records and files herein, now makes the following findings of fact:

1. Plaintiff is entitled to a Default Judgment In Rem against defendant vessel; and
2. Plaintiff's claim under its Preferred Marine Mortgage is superior to that of any other claimant.

NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the preferred marine mortgage on the vessel Aziz, Official Number 1186432, her engines,

ORDER AUTHORIZING MARITIME LIEN  
FORECLOSURE, SALE OF VESSEL AND  
IN-REM JUDGMENT - 1

SIDERIUS LONERGAN & MARTIN LLP  
ATTORNEYS AT LAW  
500 UNION STREET, STE 847  
SEATTLE, WASHINGTON 98101  
(206) 624-2800  
FAX (206) 624-2805

1 tackle, apparel, furniture and equipment, in favor of Boeing Employees Credit Union, is  
2 foreclosed; and

3 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that plaintiff, Boeing  
4 Employees Credit Union, be entitled to recover the sum of \$370,663.72 plus costs and  
5 interest, and reasonable attorneys' fees and administrative expenses as subsequently  
6 approved by the Court, from defendant vessel, Aziz, her engines, tackles, apparel, furniture  
7 and all appurtenances thereto appertaining and belonging and all her additions,  
8 improvements and the replacements; and

9 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that defendant vessel,  
10 Aziz, and her engines, tackles, apparel, furniture and all appurtenances thereto  
11 appertaining and belonging and all her additions, improvements and the replacements be  
12 condemned to pay plaintiff the sum of \$370,663.72 with interest at the rate of 5.99% from  
13 February 1, 2009, together with costs, attorneys' fees and expenses subsequently  
14 approved, to be taxed from the vessel, her engines, tackles, apparel, furniture and all  
15 appurtenances thereto appertaining and belonging and all her additions, improvements and  
16 the replacements condemned for the above mentioned sum, interest, attorneys' fees and  
17 costs; and

18 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the clerk of this court  
19 issue a writ of venditioni expones to the United States Marshal for the Western District of  
20 Washington for the sale of defendant vessel, her engines, tackles, apparel, furniture and  
21 all appurtenances thereto appertaining and belonging and all her additions, improvements  
22 and the replacements through improvements and the replacements, the Marshal publishing  
23 notice daily for a period of eight days prior to the date of sale pursuant to the law, and

24 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that in the sale of the  
25 vessel, Aziz, her engines, tackles, apparel, furniture and all appurtenances thereto  
26 appertaining and belonging and all her additions, improvements and the replacements,  
27 plaintiff be permitted to bid without cash deposit, up to the extent of its judgment and in the

1 event that such bid is the highest and best bid that such amount be credited on the  
2 judgment entered herein, and

3 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that out of the proceeds  
4 of the sale of defendant vessel, Aziz, her engines, tackles, apparel, furniture and all  
5 appurtenances thereto appertaining and belonging and all her additions, improvements and  
6 the replacements, when paid into the registry of this court, the clerk of the court pay to  
7 plaintiff, or its attorney, the amount reported due together with the taxed costs and  
8 reasonable attorneys' fee, and

9 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that any and all persons,  
10 firms or corporations claiming any interest in the defendant vessel be forever foreclosed  
11 of and for all rights of equity or redemption of claim in or to the defendant vessel.  
12

13 DONE IN OPEN COURT this 7<sup>th</sup> day of January, 2010.  
14

15 

16 RICARDO S. MARTINEZ  
17 UNITED STATES DISTRICT JUDGE

18 Presented by:

19 /s/ Brian C. Read  
20 Brian C. Read, of  
21 SIDERIUS, LONERGAN & MARTIN, LLP  
22 Attorneys for Plaintiff  
WSBA #34091

23 Approved by:

24 /s/ W.J. Howe by Michele Stiltner  
25 U.S. Marshal  
26 Western District of Washington  
27  
28

ORDER AUTHORIZING MARITIME LIEN  
FORECLOSURE, SALE OF VESSEL AND  
IN-REM JUDGMENT - 3

SIDERIUS LONERGAN & MARTIN LLP  
ATTORNEYS AT LAW  
500 UNION STREET, STE 847  
SEATTLE, WASHINGTON 98101  
(206) 624-2800  
FAX (206) 624-2805